

REMARKS

Claim 1 has been objected to because of a typographical error. Claims 1, 3-7 have been rejected under 35 USC § 102 as allegedly being anticipated by Rachelson, US Patent No. 6,157,706 (Rachelson).

Applicant respectfully requests reconsideration of the above-identified Patent Application in light of the Amendment and Remarks.

With regard to claim 1, the typographical error has been amended.

With regard to the rejection of claims 1, and 3-7 applicant respectfully disagrees with the Examiner. The present invention includes the following features at the emission side: preparation of a fax at machine (14); attachment of the fax to an e-mail for machine (15); the managing bloc (9) proceeds with, reading of the destination field of the mail to get IP address of (15); introduced a new element in the file of the record (11); IP address; and Name of the fax machine (15), emission of the fax-mail. At the reception side: reception of a fax-mail from (15), the managing bloc (9) proceeds with reading of the origin filed to get the IP address of (15); Introduce a new element in the file of record (11) IP address name of the fax machine (15).

Telephone call: protocol for exchanging capacities and request from machine (14) to machine (15) for its capacities to communicate on the Internet and for its IP address; exchange of the IP address. The managing bloc (9) writes: the calling number of machine (15) (dialed by machine (14)) in file (11); the IP address of (15); and the name extracted from this address.

Reception of a call: protocol for exchanging capacities and transmission from machine (15) to machine (14) of its IP address; managing bloc (9); writes the IP address; and extracts the name and writes it (service CLASS, telephone numbers of machine (15), exchange frame); Writes the telephone number of machine (15) in file (11).

The emission features A and the features of the telephone call C are claimed in claim 1.

As for Rachelson, applicant note that:

Fig. 4(A) of Rachelson can not be relevant since it relates to a path between a computer and a fax.

Of interest is Fig. 4c, relating to a path between two fax machine (col. 7, line. 7-25)

This path goes through, and electronic post office and an administrative fax.

Rachelson does not anticipate the instant invention which relates to an improved fax machine capable of sending Internet faxes by itself, because it includes the managing means (9) which are not taught by Rachelson.

The Examiner refers to the Address book described in Rachelson col. 8, line 3-48.

It should be pointed out that this Address book is included in a main menu which is one of three choices of an Interactive Voice Response Power – user menu (Col. 7, line 41-45).

The object of this is for the user to perform activities in connection with the Electronic post office and the IVR system (Col. 7, line 27-40).

This is quite distanced from the Internet faxing machine of the instant case.

According to the Examiner's comments on page 3 of the office action, Rachelson would teach: fax machines each having and electronic address on the aforesaid computer network.

This is not correct. The fax machines are just connected to Electronic Post Offices (Col. 5, line 37-42 and figure 1), which are connected to the (ISPs), but not the fax machines, unlike the fax machines of the instant case.

It is urged that the Examiner is reading to Rachelson more than what is discloses. Where, in the quoted passage of col. 8, line 4-28, does one find that the address book I memory means for storing a record of the fax machine communications with corresponding fax machines?

About the alleged "means for managing the record" of Rachelson, there are not provided either since there is no means for storing a record.

As far as the electronic address asking means, supposedly described in Rachelson, the Examiner is requested to cite the exact passage of Rachelson reciting those means for asking a corresponding fax machine for its electronic address, during a communication with the corresponding fax machine across thee telephone network.

As already pointed out, Rachelson doe not include the managing means of the instant case and, therefore, Rachelson does not include any means for entering the electronic address of any corresponding fax machine into the record. Anyway, the passage of Rachelson referred to by the Examiner does not say that. Rachelson, for the same reason, does not include any means for, upon receipt of the fax, entering the electronic address of the aforesaid corresponding fax machine into the record.

Applicant believes that claim 1 is in condition for allowance and respectfully requests that the rejection be withdrawn.

Since claims 2 to 7 ultimately depend from claim 1 Applicant believes that the rejections are moot and respectfully requests that the rejections be withdrawn.

It is believed that all of the present claims are in condition for allowance. Early and favorable action by the Examiner is earnestly solicited.

CONCLUSION

Early and favorable action by the Examiner is earnestly solicited. If the Examiner believes that issues may be resolved by a telephone interview, the Examiner is respectfully urged to telephone the undersigned at (212) 801-2146. The undersigned may also be contacted by e-mail at ecr@gtlaw.com.

AUTHORIZATION

If the Examiner believes that issues may be resolved by telephone interview, the Examiner is respectfully urged to telephone the undersigned at (212) 801-2146. The undersigned may also be contacted by email at ecr@gtlaw.com

No additional fee is believed to be necessary. The Commissioner is hereby authorized to charge any additional fees which may be required for this amendment, or credit any overpayment to Deposit Account No. 50-1561.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 50-1561.

Respectfully submitted,



By:

Eugene C. Rzucidlo
Registration No. 31,900
Customer Number 32361

Dated: December 23, 2003